



STAFF ANALYSIS

STATE PUBLIC WORKS BOARD

Friday, September 11, 2020 at 10:00 a.m.

This meeting will take place entirely virtually and can be accessed through the following link or phone numbers*:

<https://zoom.us/j/96801383096?pwd=ajl5aDZCTHBCRC8vTjRMbWJJd1haZz09>

Meeting ID: 968 0138 3096

Passcode: C8634e7^

Or

Phone: (669) 219 2599**

(669) 900 9128**

(213) 338 8477**

Meeting ID: 968 0138 3096

Passcode: 83141676

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*Due to the Governor's proclamation of a State of Emergency resulting from the threat of COVID-19, and pursuant to the Governor's Executive Order N-29-20, issued March 17, 2020, the Board meeting will take place entirely virtually on September 11, 2020. Members of the Board will participate in this meeting remotely via telephonic or video conference. The meeting may be observed through the Zoom link and telephone number identified above. If using the Zoom platform, please install the Zoom application and enter the virtual conference room prior to the 10:00 a.m. meeting start time. Members of the public may participate through telephone, the Zoom platform, or by submitting public comment in advance. If members of the public wish to submit comments in advance, the Board asks members of the public to provide written comments to Kat.Lee@dof.ca.gov prior to the meeting. To the extent possible, all written comments will be distributed to the members of the Board prior to the meeting.

** This phone number **IS NOT** a toll free number.

Pursuant to section 11125 of the Government Code, notice of all Board meetings will be given at least ten days in advance and such notice must include a copy of the agenda. Members of the public may address the Board prior to it taking action on any matter in the agenda.

This notice and the Board agenda for the current month are available on the State Public Works Board website. [Please click here to view.](#) The full Board member briefing package is available upon request. Please send an email to Kat.Lee@dof.ca.gov.

Individuals who need disability-related accommodation, including auxiliary aids for effective participation at this public meeting are invited to make their requests and preferences known to Kat Lee at (916) 445-9694 or e-mail to Kat.Lee@dof.ca.gov, five days prior to the meeting.

MINUTES

Consider approving the minutes from the August 14, 2020 meeting.

Staff have reviewed the minutes from the August 14, 2020 meeting and recommend approval.

Staff Recommendation: Approve minutes from the August 14, 2020 meeting.

CONSENT ITEMS

NONE

ACTION ITEMS

ACTION ITEM—1

**HIGH SPEED RAIL AUTHORITY (2665)
INITIAL OPERATING SEGMENT, SECTION 1
VARIOUS COUNTIES**

*Authority: 2012 Budget Act, Item 2665-306-0890 (1), as reappropriated by the 2018 Budget Act
2012 Budget Act, Item 2665-306-6043 (1), as reappropriated by the 2018 Budget Act
2014 Budget Act, Item 2665-306-3228 (1),
Section 39719(b) (2) of the Health and Safety Code
Section 39719.1 of the Health and Safety Code
Section 15854 of the Government Code*

Consider the adoption of Resolutions of Necessity authorizing the use of eminent domain by the High Speed Rail Authority to acquire the following properties for the High Speed Train System:

- 1. Cedar Avenue Property (Fresno County)
Authority Parcel Numbers: FB-10-1493-1, FB-10-1493-2, FB-10-1494-1, and
FB-10-1494-2**

Assessor Parcel Numbers: 335-220-37 and 335-220-39

- 2. Barcellos Property (Kings County)**
Authority Parcel Number: FB-16-0965-1
Assessor Parcel Number: 014-090-058
- 3. Smittcamp 1 Property (Kern County)**
Authority Parcel Number: FB-15-0085-1
Assessor Parcel Number: 047-350-22
- 4. Smittcamp 2 Property (Kern County)**
Authority Parcel Number: FB-15-0086-1
Assessor Parcel Number: 047-350-22
- 5. Toledo Property (Kings County)**
Authority Parcel Numbers: FB-16-0754-2 and FB-16-0754-3
Assessor Parcel Number: 028-050-031
- 6. Brazil 1 Property (Kings County)**
Authority Parcel Numbers: FB-16-0762-1, FB-0762-3, and FB-16-0762-4
Assessor Parcel Number: 028-080-003
- 7. Brazil 2 Property (Kings County)**
Authority Parcel Numbers: FB-16-0944-1, FB-16-0944-2, and FB-16-0944-3
Assessor Parcel Number: 028-050-022
- 8. Sandridge Partners Property (Tulare County)**
Authority Parcel Numbers: FB-54-0515-1, FB-54-0515-2, FB-54-0515-5, and FB-54-1515-01-01
Assessor Parcel Numbers: 311-050-006 and 311-050-008

STAFF ANALYSIS ITEM—1

High Speed Rail Authority
Initial Operating Segment, Section 1
Various Counties

Action Requested

Adopt Resolutions of Necessity authorizing the use of eminent domain by the High Speed Rail Authority to acquire properties 1, 2, 5, 6, and 7 for the High Speed Train System.

Background

Under California Eminent Domain Law, the Board is the governing body of the High Speed Rail Authority (Authority) for purposes of adopting Resolutions of Necessity that are required for the Authority to initiate eminent domain proceedings. To adopt a Resolution of Necessity the Board must consider that the following conditions have been met:

- (A) The public interest and necessity require the project;
- (B) The project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;

- (C) The property sought to be acquired is necessary for the project; and,
- (D) The offer required by Government Code section 7267.2 has been made to the owner or owners of record.

The properties are within the right of way for the Initial Operating Segment, Section 1, extending from Madera to Shafter, and are within the preferred alignment as previously approved by both the High Speed Rail Authority Board of Directors and the Federal Railroad Administration. Acquisition of these properties will allow the Authority to move forward with construction of the High Speed Train System (HSTS).

The Authority notified the Board's staff that between December 2019 and June 2020, the respective property owners were provided with a first written offer to purchase the subject property, as required by Government Code section 7267.2. The Authority has informed the Board's staff that negotiations to acquire the property are continuing; however, to keep the project on schedule, the adoption of Resolutions of Necessity to authorize the use of eminent domain is required at this time.

On August 24 and August 25, 2020, Notices of Intent to adopt a Resolution of Necessity were mailed by Board staff to the property owners. These notices were sent in accordance with Code of Civil Procedure section 1245.235.

Property Specific Information:

1. Cedar Avenue Property (Fresno County)

Authority Parcel Numbers: FB-10-1493-1, FB-10-1493-2, FB-10-1494-1, and FB-10-1494-2

Assessor Parcel Numbers: 335-220-37 and 335-220-39

Partial Acquisition: Approximately 0.11 acre in fee

The parcel is needed for construction of the East Manning Avenue grade separation.

2. Barcellos Property (Kings County)

Authority Parcel Number: FB-16-0965-1

Assessor Parcel Number: 014-090-058

Partial Acquisition: Approximately 0.11 acres in fee

The parcel is needed for construction of the Flint Avenue grade separation.

3. Smittcamp 1 Property (Kern County)

Authority Parcel Number: FB-15-0085-1

Assessor Parcel Number: 047-350-22

Property Pulled

4. Smittcamp 2 Property (Kern County)

Authority Parcel Number: FB-15-0086-1

Assessor Parcel Number: 047-350-22

Property Pulled

5. Toledo Property (Kings County)

Authority Parcel Numbers: FB-16-0754-2 and FB-16-0754-3

Assessor Parcel Number: 028-050-031

Partial Acquisition: Approximately 4.15 acres in easement

The parcel is needed for a Pacific Gas and Electric easement adjacent to the High Speed Rail corridor between Idaho Avenue and Jackson Avenue.

6. Brazil 1 Property (Kings County)

Authority Parcel Numbers: FB-16-0762-1, FB-0762-3, and FB-16-0762-4

Assessor Parcel Number: 028-080-003

Partial Acquisition: Approximately 1.44 acres in easement

The parcel is needed for a Pacific Gas and Electric easement south of the Jackson Avenue grade separation and an easement for the placement and maintenance of a box culvert for the Mega Canal.

7. Brazil 2 Property (Kings County)

Authority Parcel Numbers: FB-16-0944-1, FB-16-0944-2, and FB-16-0944-3

Assessor Parcel Number: 028-050-022

Partial Acquisition: Approximately 2.48 acres in easement

The parcel is needed for a Pacific Gas and Electric easement north of the Jackson Avenue grade separation.

8. Sandridge Partners Property (Tulare County)

**Authority Parcel Numbers: FB-54-0515-1, FB-54-0515-2, FB-54-0515-5, and
FB-54-1515-01-01**

Assessor Parcel Numbers: 311-050-006 and 311-050-008

Property Pulled

Staff Recommendation: Adopt Resolutions of Necessity authorizing the use of eminent domain by the Authority to acquire properties 1, 2, 5, 6, and 7 for the High Speed Train System.

OTHER BUSINESS

NONE

GENERAL PUBLIC COMMENT

REPORTABLES

Reportable Items

For the September 11, 2020 Board Meeting

Actions Authorized by Staff from August 15, 2020 through September 11, 2020

As Authorized by Resolution of the Board dated December 13, 2019

<u>Department/Org Code</u>	<u>Project Title</u>	<u>Action</u>	<u>Amount/(Percent)</u>
Department of State Hospitals (4440)	Metropolitan: Consolidation of Police Operations, Los Angeles County	Approve preliminary plans	